

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

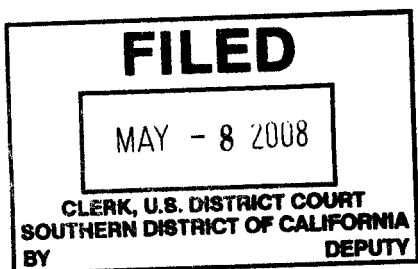
RAFAEL GARIBAY-PAZ

CASE NUMBER: 08CR1488-JM

I, RAFAEL GARIBAY-PAZ, the above named defendant, who is accused of committing the following offense:

Title 8, U.S.C., Sec. 1325 - Illegal Entry (Misdemeanor); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony),

being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on May 8, 2008 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.



x Rafael Garibay  
Defendant  
Kelley S. Schum  
Counsel for Defendant

Before Arthur Brink  
JUDICIAL OFFICER